App. F. IX-4]

Previous References. (1941.) Legis **File No.** 2-41

Serial Nos. 119, 120

Later References.

(15)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Part B for May 1942

SUBJECT.

Further amendments to the Defence of India Rules ——— (Rules 81(B), 51(1) and 51(A))

WD 03999—GPB—500—11-9-41

To The Compiler, Mysore Gazette,

No. RL. 2286 Legis 2-41-120 dated 13th April 19 11

Republishes the Notification

Notifications by the Government directing further amendments to Defence of India Rules

General and Revenue Secretariat
R. A. & L. C.

File No. of 194 . App. F. III-

1001 RL; 1015 RL; 1016 RL

Serial No.

From

The Secretary to the Govt of the Resident

Memorandum No F 3-40(5)/W dated 20-5-

Memorandum No F 3-40(5)/W dated 21-3-

Memorandum No F 3-40(5)/W dated 31-3

Forwarding copies of Notifications by the Government of India issuing furi amendments to the Defence of Ind

The Notifications carry out amend in the following rules:-

1) Fresh rule 81(B) is inserted aft rule 81A. under this rule, a British S domiciled in any part of India shall punishable with imprisonment or w fine or with both, if he leaved any empl in contravention of Regulation 58AC. of t Defence (General) Regulations, 1939.

2) In Sub-rule (2a) of rule 66 of the said Rules, the words "registered in Bri India" shall be omitted

Sub rule (2a) empowers the Centra Government to require the owner of a vessel registered in British India to fu to a specified authority certain infor relating to the vessel

NOTE—Contn. Sheet.

File No. of 194 .

General and Revenue Secretariat
R. A. & L. C.

Serial No.

3) Clause(1-a) is inserted after clause(1) of Sub-rule(2) of 81

Clause(1) empowers the Government to provide for controlling the prices or rates at which articles or things may be sold

Clause(1-a) empowers the Government to regulate the hiring of storage accommodation in any area and to control the rates at which such accommodation may be hired

4) Rule 51-I is inserted after rule 51-H. under this rule, the Government may by order require the owner of any premises to construct therein or thereon an air raid shelter

5) A new Sub-rule is substituted for Sub-rule(1) of rule 51(A)

Rule 51(A) refers to watching of premises to detect fire.

It is submitted that powers under rule 51(a) have been delegated to the Deputy commissioners of Districts (Vide Notification No. RL 1689 - Legis 2-41-92 dated 9th March 1942) It is a point for consideration whether the Deputy commissioners may be

The substituted Rule takes the place of the old Rule automatically

Hm
5/4/42

Notifications directing further amend to the Defence of India Rules

General and Revenue Secretariat
R. A. & L. C.

File No. of 194 . App. F. III-2

1001 RL, 1015 RL, 1016 RL

OFFICE OF MINISTER FOR ... APR 6 1942 No. 10247

SECY. LAW DEPT. 278 1 APR. 1942 GOVT OF MYSORE

Serial No.

Sub-rule (1) of
informed of the amendment of Rule 51(
Draft notification republishing t
rules is submitted for consideration
May be approved
4.4.42
4-4-42
BVN 4/4

Law Secy)

Minister Law)

Hm 2 5/4/42
6442

Issue
7.4.42

Issued No RL 2286-Legis 2-41-120 dated 13-4-42
to the compiler Mysore gazette for republication
in part IV of the gazette
The file may be recorded if approved

14-4-42
8.5.42
BVN 8/5

B
8-5-42

NOTE—Contn. Sheet.

1001Rh

Pol. 2480

Legis 2-41-119

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

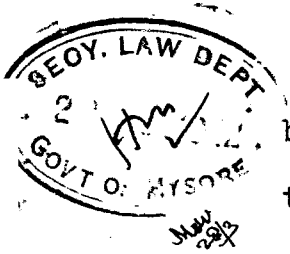
The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

MEMORANDUM No. F.3-40(5)/W.

MW2.V.

Dated Bangalore, the 26th March *1942.*

Amendments to the Defence of India Rules



Attention is invited to notifications by the Government of India, Defence Co-ordination Department, Nos.1256-OR/42, dated the 7th March 1942 and 1287-OR/42, dated the 11th March 1942, copies of which are enclosed.

for SECRETARY TO THE RESIDENT.

THE HON'BLE THE RESIDENT IN MYSORE.

NOTIFICATION.

No. F. 3-40(5)/W, dated Bangalore, the 23rd March 1942.

The following notifications of the Government of India, Defence Co-ordination Department, Nos. 1256-OR/42, dated the 7th March 1942 and 1287-OR/42, dated the 11th March 1942, are republished.

P. M. RAMAN NAYAR,
for *Secretary to the Resident.*

GOVERNMENT OF INDIA.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 7th March 1942.

No. 1256-OR/42.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

After rule 81A of the said Rules, the following rule shall be inserted, namely :—

"81B. Provision with respect to Defence Regulation 58AC.—If any person being a British subject domiciled in any part of India leaves any employment in contravention of Regulation 58AC of the Defence (General) Regulations, 1939 (being Regulations made by His Majesty in Council under the Emergency Powers (Defence) Acts, 1939 and 1940), he shall be punishable with imprisonment for a term which may extend to one year or with fine or with both."

A. DEC. WILLIAMS,
Secretary to the Government of India.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 11th March 1942.

No. 1287-OR/42.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

In sub-rule (*2a*) of rule 66 of the said Rules the words "registered in British India" shall be omitted.

A. DEC. WILLIAMS,
Secretary to the Government of India.

1247(2)—25-3-1942—10—RPB.

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

MEMORANDUM No. F.3-40(5)/W.

Dated Bangalore, the 31st March *194* 2.

Amendments to the Defence of India Rules.

Attention is invited to notifications by the Government of India, Defence Co-ordination Department, Nos.1293-OR/42 and 1294-OR/42, dated the 14th March 1942, copies of which are enclosed.

for SECRETARY TO THE RESIDENT.

THE HON'BLE THE RESIDENT IN MYSORE.

NOTIFICATION.

No. F. 3-40 (5)/W, dated Bangalore, the 27th March 1942.

The following notifications of the Government of India, Defence Co-ordination Department, Nos. 1293-OR/42 and 1294-OR/42, dated the 14th March 1942, are republished.

P. M. RAMAN NAYAR,
for *Secretary to the Resident.*

GOVERNMENT OF INDIA.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 14th March 1942.

No. 1293-OR/42.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

After rule 51-H of the said Rules, the following rule shall be inserted, namely :—

"51-I. *Air raid shelters.*—(*1*) If in respect of any premises the Central Government or the Provincial Government considers it necessary or expedient so to do for the purpose of affording protection to persons living or employed therein or thereon, that Government may by order require the owner of the premises to construct therein or thereon an air raid shelter, within such period and in accordance with such requirements as to lay-out, materials and construction as may be specified in the order.

(*2*) Any police-officer, or any person authorised in this behalf by the Central Government or, as the case may be, the Provincial Government, may at any time enter and inspect any premises to which an order under sub-rule (*1*) applies for the purpose of seeing whether the order has been complied with.

(*3*) If in the opinion of the Central Government or, as the case may be, the Provincial Government any person who has been ordered under sub-rule (*1*) to construct an air raid shelter has failed to do so, or is unlikely to complete doing so within the period specified in the order, that Government may cause the shelter to be constructed, and the cost thereof shall be recoverable from the owner of the premises by the Collector as if it were an arrear of land revenue.

(*4*) If any person contravenes any of the provisions of this rule, he shall be punishable with imprisonment for a term which may extend to six months, or with fine, or with both."

A. DEC. WILLIAMS,
Secretary to the Government of India.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 14th March 1942.

No. 1294-OR/42.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

For sub-rule (*1*) of rule 51A of the said Rules, the following sub-rule shall be substituted, namely :—

"(*1*) The Central Government or the Provincial Government may by general or special order make provision—

(*a*) for requiring the occupiers of any premises to which the order applies to make and carry out such arrangements as may be specified in the order with a view to securing that fires occurring at the premises as a result of hostile attack will be immediately detected and combated ;

(*b*) for requiring the occupiers of several premises jointly to make and carry out such arrangements as aforesaid for all those premises, and in particular for requiring that they shall take turns of duty at specified premises and perform such fire prevention duties as may be allotted to them under those arrangements ;

(*c*) for empowering any authority, in such circumstances as may be specified in the order, to make and carry out such arrangements as aforesaid, including a joint arrangement, as respects any premises to which the order applies, and where it carries out such arrangements, to recover from the occupiers concerned the expenses of so doing.

Explanation —In clause (*b*) of this sub-rule, "fire prevention duties" means the duties of keeping a watch for the fall of incendiary bombs, taking such steps as are immediately practicable to combat a fire caused by such bombs and summoning such assistance as may be necessary, and includes the duty of being in readiness to perform any such duties as aforesaid'

A. DEC. WILLIAMS,
Secretary to the Government of India.

1015/42 Pol 2526

FROM

THE SECRETARY
TO THE HON'BLE THE RESIDENT IN MYSORE.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

MEMORANDUM No. F.3-40(5)/W.

Dated Bangalore, the 31st March *1942*.

Amendments to the Defence of India Rules.

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Attention is invited to notification by the Government of India, Defence Co-ordination Department, No.1296-OR/42, dated the 20th March 1942, a copy of which is enclosed.

for SECRETARY TO THE RESIDENT.

THE HON'BLE THE RESIDENT IN MYSORE.

NOTIFICATION.

No. F. 3-40(5)/W, dated Bangalore, the 30th March 1942.

The following notification of the Government of India, Defence Co-ordination Department, No. 1296-OR/42, dated the 20th March 1942, is republished.

P. M. RAMAN NAYAR,
for *Secretary to the Resident.*

GOVERNMENT OF INDIA.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 20th March 1942.

No. 1296-OR/42.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

After clause (*b*) of sub-rule (*2*) of rule 81 of the said Rules, the following clause shall be inserted, namely :—

"(*ba*) for regulating the hiring of storage accommodation in any area, and in particular,—

(*i*) for controlling the rates at which such accommodation may be hired and the charges which may be made for any services rendered in connection therewith, and

(*ii*) for requiring such accommodation to be hired, either generally, or to specified persons or classes of persons, or in specified circumstances ;"

A. DEC. WILLIAMS,
Secretary to the Government of India.

1247 (5)—30-3-1942—10—RPB.

No. RL 2281 Legis 2-41-12 dated 13th April 1942

Notification.

The following notifications of the Government of India, Defence Co-ordination Department, are hereby republished for general information.

By Order,

Secretary to Government,
Law Department.

The Compiler, Mysore Gazette, for publication in part IV of the gazette and supplying copies to the Secretariat.

THE HON'BLE THE RESIDENT IN MYSORE.

NOTIFICATION.

No. F. 3-40(5)/W, dated Bangalore, the 23rd March 1942.

The following notifications of the Government of India, Defence Co-ordination Department, Nos. 1256-OR/42, dated the 7th March 1942 and 1287-OR/42, dated the 11th March 1942, are republished.

P. M. RAMAN NAYAR,
for *Secretary to the Resident.*

GOVERNMENT OF INDIA.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 7th March 1942.

No. 1256-OR/42.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

After rule 81A of the said Rules, the following rule shall be inserted, namely :—

"81B. Provision with respect to Defence Regulation 58AC.—If any person being a British subject domiciled in any part of India leaves any employment in contravention of Regulation 58AC of the Defence (General) Regulations, 1939 (being Regulations made by His Majesty in Council under the Emergency Powers (Defence) Acts, 1939 and 1940), he shall be punishable with imprisonment for a term which may extend to one year or with fine or with both."

A. DEC. WILLIAMS,
Secretary to the Government of India.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 11th March 1942.

No. 1287-OR/42.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

In sub-rule (*2a*) of rule 66 of the said Rules the words "registered in British India" shall be omitted.

A. DEC. WILLIAMS,
Secretary to the Government of India.

1247(2)—25-3-1942—10—RPB.

THE HON'BLE THE RESIDENT IN MYSORE.

NOTIFICATION.

No. F. 3-40(5)/W, dated Bangalore, the 30th March 1942.

The following notification of the Government of India, Defence Co-ordination Department, No. 1296-OR/42, dated the 20th March 1942, is republished.

P. M. RAMAN NAYAR,
for *Secretary to the Resident.*

GOVERNMENT OF INDIA.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 20th March 1942.

No. 1296-OR/42.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

After clause (*b*) of sub-rule (*2*) of rule 81 of the said Rules, the following clause shall be inserted, namely :—

"(*ba*) for regulating the hiring of storage accommodation in any area, and in particular,—

(*i*) for controlling the rates at which such accommodation may be hired and the charges which may be made for any services rendered in connection therewith, and

(*ii*) for requiring such accommodation to be hired, either generally, or to specified persons or classes of persons, or in specified circumstances;"

A. DEC. WILLIAMS,
Secretary to the Government of India.

1247 (5)—30-3-1942—10—RPB.

THE HON'BLE THE RESIDENT IN MYSORE.

NOTIFICATION.

No. F. 3-40 (5)/W, dated Bangalore, the 27th March 1942.

The following notifications of the Government of India, Defence Co-ordination Department, Nos. 1293-OR/42 and 1294-OR/42, dated the 14th March 1942, are republished.

P. M. RAMAN NAYAR,
for *Secretary to the Resident.*

GOVERNMENT OF INDIA.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 14th March 1942.

No. 1293-OR/42.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

After rule 51-H of the said Rules, the following rule shall be inserted, namely :—

"51-I. *Air raid shelters.*—(*1*) If in respect of any premises the Central Government or the Provincial Government considers it necessary or expedient so to do for the purpose of affording protection to persons living or employed therein or thereon, that Government may by order require the owner of the premises to construct therein or thereon an air raid shelter, within such period and in accordance with such requirements as to lay-out, materials and construction as may be specified in the order.

(*2*) Any police officer, or any person authorised in this behalf by the Central Government or, as the case may be, the Provincial Government, may at any time enter and inspect any premises to which an order under sub-rule (*1*) applies for the purpose of seeing whether the order has been complied with.

(*3*) If in the opinion of the Central Government or, as the case may be, the Provincial Government any person who has been ordered under sub-rule (*1*) to construct an air raid shelter has failed to do so, or is unlikely to complete doing so within the period specified in the order, that Government may cause the shelter to be constructed, and the cost thereof shall be recoverable from the owner of the premises by the Collector as if it were an arrear of land revenue.

(*4*) If any person contravenes any of the provisions of this rule, he shall be punishable with imprisonment for a term which may extend to six months, or with fine, or with both."

A. DEC. WILLIAMS,
Secretary to the Government of India.

DEFENCE CO-ORDINATION DEPARTMENT.

NOTIFICATION.

New Delhi, the 14th March 1942.

No. 1294-OR/42.—In exercise of the powers conferred by section 2 of the Defence of India Act, 1939 (XXXV of 1939), the Central Government is pleased to direct that the following further amendment shall be made in the Defence of India Rules, namely :—

For sub-rule (*1*) of rule 51A of the said Rules, the following sub-rule shall be substituted, namely :—

"(*1*) The Central Government or the Provincial Government may by general or special order make provision—

(*a*) for requiring the occupiers of any premises to which the order applies to make and carry out such arrangements as may be specified in the order with a view to securing that fires occurring at the premises as a result of hostile attack will be immediately detected and combated ;

(*b*) for requiring the occupiers of several premises jointly to make and carry out such arrangements as aforesaid for all those premises, and in particular for requiring that they shall take turns of duty at specified premises and perform such fire prevention duties as may be allotted to them under those arrangements ;

(*c*) for empowering any authority, in such circumstances as may be specified in the order, to make and carry out such arrangements as aforesaid, including a joint arrangement, as respects any premises to which the order applies, and where it carries out such arrangements, to recover from the occupiers concerned the expenses of so doing.

Explanation —In clause (*b*) of this sub-rule, "fire prevention duties" means the duties of keeping a watch for the fall of incendiary bombs, taking such steps as are immediately practicable to combat a fire caused by such bombs and summoning such assistance as may be necessary, and includes the duty of being in readiness to perform any such duties as aforesaid".

A. DEC. WILLIAMS.